

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

EFREN LINARES, individually, on behalf  
of others similarly situated, and on behalf  
of the State of California and aggrieved  
employees pursuant to the Private  
Attorneys General Act,

Plaintiff,

v.

ABM INDUSTRY GROUPS, LLC;  
FLOWERS BAKING CO. OF  
MODESTO, LLC; and DOES 1 through  
40, inclusive,

Defendants.

Case No. 1:22-cv-00816-JLT-BAM

**ORDER GRANTING JOINT  
STIPULATION TO CONTINUE  
MANDATORY SCHEDULING  
CONFERENCE**

(Doc. 4)

On September 28, 2022, the parties filed a joint stipulation to continue the Scheduling Conference currently set for October 6, 2022. (Doc. 4.) The parties explain that counsel for Defendants ABM Industry Groups LLC and Flowers Baking Co. of Modesto, LLC, were provided a copy of the complaint and waiver of service on August 31, 2022. Defendants indicate that pursuant to Federal Rule of Civil Procedure 4(d)(3) they have until October 31, 2022, to appear in this matter, which is nearly three weeks after the Scheduling Conference date. The parties assert that a short continuance of the Scheduling Conference to November 2022 will allow Defendants to appear and more easily prepare for the conference. (*Id.*)

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1 Having considered the joint stipulation, and good cause appearing, the parties' request to  
2 continue the Scheduling Conference is GRANTED. The Scheduling Conference currently set for  
3 10/6/2022 is continued to **November 17, 2022, at 9:30 AM in Courtroom 8 (BAM) before**  
4 **Magistrate Judge Barbara A. McAuliffe**. A Joint Scheduling Report shall be filed one (1) full  
5 week prior to the conference. The parties shall appear at the conference remotely with each party  
6 appearing either via Zoom video conference or Zoom telephone number. The parties will be  
7 provided with the Zoom ID and password by the Courtroom Deputy prior to the conference. The  
8 Zoom ID number and password are confidential and are not to be shared. Appropriate court attire  
9 required.

10 IT IS SO ORDERED.

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12 Dated: September 28, 2022

/s/ Barbara A. McAuliffe  
13 UNITED STATES MAGISTRATE JUDGE  
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